

HB 38 -- Altering or Falsifying a Drug or Alcohol Test

Sponsor: Roorda

This bill creates the crime of altering or falsifying a drug or alcohol test, a class D felony. The crime is committed when a person knowingly alters or falsifies a drug or alcohol test or test results by:

- (1) Using or possessing any substance or device designed to alter or falsify the test;
- (2) Submitting an altered, false, or adulterated biological sample;
- (3) Submitting a sample collected from another person or an animal; or
- (4) Submitting false documents or making false material statements with the intent to alter or falsify a test or its results.

The bill creates the crime of manufacturing, possessing, selling, giving away, distributing, producing, marketing, or transporting a biological sample with the intent to alter or falsify a test or manufacturing, possessing, selling, giving away, distributing, producing, or marketing an adulterant with the intent that it be used to alter or falsify a test. An adulterant is any additive which makes a sample impure or corrupt. The crime is a class A misdemeanor.